# BOARD OF SUPERVISORS COUNTY OF STAFFORD STAFFORD, VIRGINIA

#### **MINUTES**

# Adjourned Meeting April 22, 2008

<u>Call to Order.</u> An adjourned meeting of the Stafford County Board of Supervisors was called to order by George H. Schwartz, Chairman, at 6:03 P. M., Tuesday, April 22, 2008 in the Board Chambers, Stafford County Administration Center.

Roll Call. The following members were present: Robert "Bob" Woodson; M. S. "Joe" Brito, Vice Chairman; Harry E. Crisp; Mark Dudenhefer; Paul V. Milde, III; George H. Schwartz, Chairman, and Cord A. Sterling.

Also in attendance was: Anthony Romanello, County Administrator; Joe Howard, County Attorney and Marty Beard, Chief Deputy Clerk.

<u>Legislative</u>; <u>Closed Meeting.</u> At 6:04 P. M., Mr. Sterling motioned, seconded by Mr. Woodson, to adopt proposed Resolution CM08-09.

The Voting Board tally was:

Yea: (7) Brito, Crisp, Dudenhefer, Milde, Schwartz, Sterling, Woodson

Nay: (0)

### Resolution CM08-09 reads as follows:

#### A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board of County Supervisors desires to consult with counsel and discuss in Closed Meeting legal advice regarding a personnel matter; and

WHEREAS, pursuant to Section 2.2-3711 A.1 Va. Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford Board of Supervisors, on this the 22<sup>nd</sup> day of April, 2008, does hereby authorize discussions of the aforestated matters in Closed Meeting.

<u>Call to Order.</u> At 6:48 P.M., the Chairman called the meeting back to order.

<u>Legislative</u>; <u>Closed Meeting Certification</u>. Mr. Crisp motioned, seconded by Mr. Milde, to adopt proposed Resolution CM08-09a.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Schwartz, Sterling, Woodson, Brito

Nay: (0)

### Resolution CM08-09a reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON APRIL 22, 2008

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WHEREAS, the Board has, on this the 22<sup>nd</sup> day of April, 2008, adjourned into a

special closed meeting in accordance with a formal vote of the Board and in accordance

with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective

July 1, 1989, provides for certification that such Closed Meeting was conducted in

conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of

Supervisors does hereby certify, on this the 22<sup>nd</sup> day of April, 2008, that to the best of

each member's knowledge: (1) only public business matters lawfully exempted from

open meeting requirements under the Virginia Freedom of Information Act were

discussed in the Closed Meeting to which this certification applies; and (2) only such

public business matters as were identified in the Motion by which the said Closed

Meeting was convened were heard, discussed, or considered by the Board. No member

dissents from the aforesaid certification.

Legislative; Work Session on FY2009 Tax Rates and County Budgets. The County

Administrator commented.

Mr. Schwartz motioned, seconded by Mr. Crisp, to adopt proposed Resolution R08-208.

Discussion ensued.

Mr. Dudenhefer made a substitute motion, seconded by Mr. Brito, to revise the Service

District rates.

The Voting Board tally on the substitute motion was:

Yea: Schwartz, Sterling, Brito, Crisp, Dudenhefer

Nay: (2) Milde, Woodson

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Mr. Dudenhefer motioned, seconded by Mr. Milde, to reconsider the substitute motion.

The Voting Board tally was:

Yea: (4) Schwartz, Sterling, Brito, Crisp

Nay: (3) Woodson, Dudenhefer, Milde

Mr. Dudenhefer motioned, seconded by Mr. Brito, to adopt proposed Resolution R08-208 with changes.

The Voting Board tally was:

Yea: (4) Sterling, Brito, Crisp, Schwartz

Nay: (3) Woodson, Dudenhefer, Milde

### Resolution R08-208 reads as follows:

## A RESOLUTION TO ESTABLISH THE TAX YEAR 2008 PROPERTY TAX RATES

WHEREAS, the Code of Virginia requires that the governing body establish an annual levy of certain taxes for the calendar year; and

WHEREAS, the Commissioner of the Revenue requires the timely establishment of tax levies to allow time for tax bills to be processed and received by the citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of April, 2008, that the following rates be and they hereby are established on real estate, tangible personal property, motor vehicles specially equipped for the disabled, personal property for fire and rescue volunteers, motor carrier transportation, machinery and tools, merchant's capital, aircraft, mobile homes, Garrisonville Road Special Service District, Warrenton Road Special Service District,

Hidden Lake Subdivision Service District and Hartlake Estates Special Service District for the tax year beginning January 1, 2008:

Classification	Rate Per One
	Hundred Dollars of
	Assessed Valuation
Real Estate (Section 58.1-3200, Code of Virginia	.84
(1950), as amended.)	
Tangible Personal Property (Section 58.1-3500,	5.49*
Code of Virginia (1950), as amended. Includes	
all other classifications of personal property not	
specifically enumerated.)	
Motor Vehicles Specially Equipped for the	.10
Disabled (Section 58.1-3506 (12), Code of	
Virginia (1950), as amended.	
Personal Property Volunteer Fire & Rescue	.00
(Section 58.1-3505 (13), Code of Virginia	
(1950), as amended.)	
Motor Carrier Transportation (Section 58.1-3506	.75
(23), Code of Virginia (1950), as amended.)	
Machinery and Tools (Section 58.1-3507, Code	.75
of Virginia (1950), as amended.)	
Merchant's Capital (Section 58.1-3509, Code of	.50

Virginia (1950), as amended.)	
Mobile Homes (Section 58.1-3503, Code of	.84
Virginia (1950), as amended.)	

Rate Per One Hundred
Dollars of Assessed Valuation
3.00
.076
.081
.22
.00

<sup>\*</sup> The tax rate for personal property is based on assessed value which is established at forty percent (40%) of the estimated fair market value. The effective tax rate would be stated as \$2.20 per \$100 of estimated fair market value.

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In 2004 the General Assembly capped the amount of relief the State will provided for

Personal Property Tax Relief (PPTRA) at \$950 million per year. The PPTRA cap took

effect on January 1, 2006. Stafford County's share of the state allotment is \$12.5 million.

This allotment is to be distributed among all the qualifying vehicles. For tax year 2007,

vehicles qualifying received 53% relief. For tax year 2008, vehicles qualifying will

now receive 54% relief.

Length of Service Awards Program. Mr. Rob Brown, Fire Chief, and Mr. Gerald

Jaskulski, Assistant Fire Chief, gave a presentation and responded to Board members

questions.

Mr. Milde motioned, seconded by Mr. Brito, to direct staff to identify funds within the

Fire and Rescue FY2009 budget for the Length of Service Awards Program and bring

back a proposal for the program.

Discussion ensued.

The Voting Board tally was:

Yea:

(5) Woodson, Brito, Crisp, Milde, Sterling

Nay:

(2) Dudenhefer, Schwartz

Legislative; Discuss FY2009 Budget for the Office of the Voter Registrar. Mr. Crisp

motioned, seconded by Mr. Woodson, to fund an additional \$25,000 in the FY2009

Budget for the Voter Registrar.

Discussion ensued.

Mr. Sterling made a substitute motion, seconded by Mr. Milde, to defer any additional

funding until January 2009.

Discussion further ensued.

The Voting Board tally on the substitute motion was:

Yea: (3) Dudenhefer, Sterling, Brito

Nay: (4) Crisp, Milde, Schwartz, Woodson

The Voting Board tally on the original motion was:

Yea: (6) Brito, Crisp, Milde, Schwartz, Sterling, Woodson

Nay: (1) Dudenhefer

<u>Legislative</u>; <u>Discuss FY2009 Additional Funding for the Commonwealth Attorney.</u> Mr. Sterling motioned, seconded by Mr. Milde, to provide additional funding in the amount of \$44,000 to the Commonwealth Attorney.

Discussion ensued.

Mr. Sterling withdrew the motion. Mr. Milde withdrew the second to the motion.

The County Administrator stated that the Sheriff will reduce his budget by the requested amount for the Commonwealth's Attorney.

The Voting Board tally was:

Yea: (7) Dudenhefer, Milde, Schwartz, Sterling, Woodson, Brito, Crisp

Nay: (0)

<u>Legislative</u>; Consider FY2009 Other County Budgets. Mr. Milde motioned, seconded by Mr. Dudenhefer, to provide a 1.25% compensation for County employees effective July 1, 2008.

Discussion ensued.

Mr. Sterling made a substitute motion, seconded by Mr. Crisp, to provide funds in the amount of \$267,500 to the school transfer and \$267,500 compensation to County employees.

Discussion further ensued.

The Voting Board tally on the substitute motion was:

Yea: (4) Sterling, Woodson, Crisp, Milde

Nay: (3) Brito, Dudenhefer, Schwartz

Mr. Brito motioned, seconded by Mr. Sterling, to provide the school transfer in the amount of \$133,367,500 including debt service for FY2009 (does not include anything from the current fiscal year).

Discussion ensued.

Mr. Milde made a substitute motion, seconded by Mr. Crisp, to adopt proposed Resolution R08-209 with the appropriate adjustments.

Discussion further ensued.

The Voting Board tally on the substitute motion was:

Yea: (2) Crisp, Milde

Nay: (5) Brito, Dudenhefer, Schwartz, Sterling, Woodson

County Administrator commented.

Discussion ensued.

The Voting Board tally on the original motion was:

Yea: (5) Woodson, Brito, Crisp, Schwartz, Sterling

Nay: (2) Dudenhefer, Milde

Mr. Sterling motioned, seconded by Mr. Dudenhefer, to limit FRED bus subsidy to \$300,000 and place \$151,055 into road construction funds.

Discussion ensued.

Mr. Brito offered a friendly amendment to cap the FRED subsidy at \$477,656.

Mr. Sterling amended the motion, seconded by Mr. Dudenhefer, to cap the FRED subsidy at FY08 level of \$477,656 and direct staff that \$151,055 be applied toward road improvement projects.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Schwartz, Sterling, Woodson, Brito

Nay: (0)

Mr. Brito motioned, seconded by Mr. Milde, to allocate \$1.5 Million minus the \$267,500 that was voted on earlier, to the schools for FY2009 contingent upon schools giving back the \$1.5 Million.

Mr. Sterling made a substitute motion, seconded by Mr. Dudenhefer, to defer the issue.

The Voting Board tally was:

Yea: (4) Schwartz, Sterling, Woodson, Dudenhefer

Nay: (3) Milde, Brito, Crisp

Central Rappahannock Regional Library. Mr. Brito commented.

Ms. Elizabeth Fowler, a representative of the Central Rappahannock Regional Library, commented.

Mr. Brito motioned, seconded by Mr. Crisp, to reduce the budget for Economic Development in the amount of \$200,000 and apply it to the Museum Fund.

Discussion ensued.

Mr. Milde made a substitute motion, seconded by Mr. Sterling, not to reduce the Economic Development budget but to transfer one percent or \$240,000 of the Transient Occupancy Tax to the Museum Fund if the County Administrator can identify the funds for offset.

The Voting Board tally on the substitute motion was:

Yea: (1) Milde

Nay: (6) Sterling, Woodson, Brito, Crisp, Dudenhefer, Schwartz

The Voting Board tally on the original motion was:

Yea: (2) Brito, Crisp

Nay: (5) Schwartz, Sterling, Woodson, Dudenhefer, Milde

Social Services General Relief Program. Mr. Brito commented.

Mr. Michael Muse, Director of Social Services, gave a presentation and responded to Board members questions.

Mr. Brito motioned, seconded by Mr. Woodson, to increase the general relief program by \$45,000, increase revenues in the amount of \$28,125 from the State, and reduce the Board of Supervisors budget by \$16,875.

Discussion ensued.

The Voting Board tally was:

Yea: (7) Woodson, Brito, Crisp, Dudenhefer, Milde, Schwartz, Sterling

Nay: (0)

Regional Agencies. Mr. Brito commented.

Mr. Brito motioned, seconded by Mr. Sterling, to reduce regional government agencies by four percent, excluding the jail and library, equaling \$60,918 and fund the Parks and Recreation Department.

The Voting Board tally was:

Yea: (3) Brito, Sterling, Woodson

Nay: (4) Crisp, Dudenhefer, Milde, Schwartz

Mr. Milde motioned, seconded by Mr. Crisp, to adopt proposed Resolution R08-209 with changes to include a 1.2% salary increase for employees effective January 1, 2009.

The Voting Board tally was:

Yea: (5) Crisp, Milde, Schwartz, Sterling, Woodson

Nay: (2) Dudenhefer, Brito

### Resolution R08-209 reads as follows:

A RESOLUTION TO APPROVE THE FISCAL YEAR 2009 COUNTY BUDGETS

WHEREAS, a public hearing on the proposed Fiscal Year 2009 Budget was held on Tuesday, April 15, 2008, at 7:00 P.M. in the Auditorium of Colonial Forge High School, 550 Courthouse Road, Stafford, Virginia, 22554; and

WHEREAS, the Board has held budget work sessions at which members have analyzed, deliberated and reviewed citizen comments;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of April, 2008, that the Fiscal Year 2009 Budgets for the various General Government Funds be and they hereby are adopted as follows:

### I. GENERAL GOVERNMENT FUNDS:

### **General Fund:**

School Operating Transfer	102,774,959
School Debt Service	30,592,541
Board of Supervisors	576,574
Budget	371,218
Central Rappahannock Regional Library	4,726,775
Code Administration	4,226,466
Commissioner of the Revenue	2,647,347
Commonwealth's Attorney	2,809,051
Comprehensive Services Act	4,406,028
Cooperative Extension	215,854
Corrections	7,312,498
County Administration	1,215,241
County Attorney	1,127,044
Courts	2,411,984
Debt Service	9,737,208
Economic Development/Legislative Affairs	1,157,075
Finance	1,929,402
Fire and Rescue	13,445,204
Human Resources	607,777
Information Technology	2,335,114
Internal Audit, Office of	171,018
Non-Departmental	606,831
Parks & Recreation	6,072,596
Planning and Zoning	2,896,298
Public Services	4,607,235
Regional & Community Agencies	1,906,779
Registrar & Electoral Board	396,435
Sheriff	18,237,531
Social Services	8,163,188
Solid Waste	202,368
Transportation, Office of	211,166
Treasurer	1,972,089
Total all Expenditures	240,068,894

### **GENERAL GOVERNMENT FUNDS**

Asset Forfeiture Fund	120,000
E-911 Fund	2,833,392
Fleet Services Fund	3,783,878
General Capital Improvements Fund	20,246,000
Tourism Fund	1,642,042
Transportation Fund	5,306,411
Utilities Funds	137,501,152

BE IT STILL FURTHER RESOLVED that the Fiscal Year 2009 School Budget be and it hereby is approved in the following amounts:

### II. SCHOOL FUNDS

Construction Fund	18,802,263
Grants Fund	10,172,481
Health Services Fund	25,898,979
Nutrition Services Fund	11,544,027
Operating Fund	246,342,421
Workers' Compensation Fund	867,187

Mr. Milde motioned, seconded by Mr. Sterling, to direct staff to not provide for a raise in the tax rate next year over a modest inflationary measure when preparing the budget for FY2010.

Mr. Sterling made a substitute motion, seconded by Mr. Brito, to direct the Board of Supervisors to tell itself not increase taxes over 4.5 % next year.

Mr. Dudenhefer made a second substitute motion, seconded by Mr. Crisp, to form a committee to review recommendations for financial guidelines to restore the fund balance by FY2010.

The Voting Board tally on the second substitute motion was:

Yea: (5) Schwartz, Sterling, Woodson, Crisp, Dudenhefer

Nay: (2) Brito, Milde

Hearing no objections from the Board, the Chairman appointed Mr. Dudenhefer and Mr. Woodson.

<u>Legislative</u>; <u>Virginia Railway Express Future Funding.</u> Mr. Brito motioned, seconded by Mr. Sterling, to instruct members of the Board of Supervisors representing Stafford County on the PRTC/VRE to cap the Virginia Railway Express subsidy at the same level as this year.

Discussion ensued.

The Voting Board tally was:

Yea: (6) Sterling, Brito, Crisp, Dudenhefer, Milde, Schwartz

Nay: (0)

Abstain: (1) Woodson

<u>Legislative</u>; <u>Museum Funding</u>. Mr. Milde commented.

The County Administrator commented further.

Mr. Milde motioned, seconded by Mr. Crisp, to make every effort to restore funding for the Museum Fund by FY2010.

The Voting Board tally was:

Yea: (6) Brito, Crisp, Dudenhefer, Milde, Schwartz, Sterling

Nay: (1) Woodson

<u>Adjournment.</u> At 8:45 P.M., the Chairman declared the meeting adjourned.		
Anthony J. Romanello, ICMA-CM	George H. Schwartz	
County Administrator	Chairman	